



BILLING CODE 6717-01-P

FEDERAL ENERGY REGULATORY COMMISSION

Don Grant

Docket No. DI12-2-000

NOTICE OF PETITION FOR DECLARATORY ORDER  
AND SOLICITING COMMENTS,  
PROTESTS, AND/OR MOTIONS TO INTERVENE

Take notice that the following application has been filed with the Commission and is available for public inspection:

- a. Application Type: Petition for Declaratory Order
- b. Docket No: DI12-2-000
- c. Date Filed: November 30, 2011
- d. Applicant: Don Grant
- e. Name of Project: Don Grant Hydroelectric Project
- f. Location: The existing Don Grant Hydroelectric Project is located at river mile 19.5 on South Chickamauga Creek, in Graysville, Catoosa County, Georgia.
- g. Filed Pursuant to: Section 23(b)(1) of the Federal Power Act, 16 USC 817(b).
- h. Applicant Contact: Don Grant, 6826 Conner Lane, Chattanooga, TN 37421; telephone: (423) 903-2206; FAX: (706) 937-3999; email: [www.dongrantco@aol.com](mailto:www.dongrantco@aol.com)
- i. FERC Contact: Any questions on this notice should be addressed to Henry Ecton, telephone: (202) 502-8768, or E-mail address: [henry.ecton@ferc.gov](mailto:henry.ecton@ferc.gov)
- j. Deadline for filing comments, protests, and/or motions: February 10, 2012.

All documents should be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's web site at <http://www.ferc.gov/docs-filing/efiling.asp>. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and seven copies should be

filed with: Secretary, Federal Energy Regulatory Commission, 888 First Street, NE., Washington, DC 20426.

Commenters can submit brief comments up to 6,000 characters, without prior registration, using the eComment system at <http://www.ferc.gov/docs-filing/ecomment.asp>. Please include the docket number (DI12-2-000) on any comments, protests, and/or motions filed.

k. Description of Project: The existing run-of-river Don Grant Hydroelectric Project consists of : (1) an existing 158-foot-long, 8-foot-high high-rock-laid dam with a small reservoir; (2) a 11-foot wide by 12.5-foot-long powerhouse, attached to a residence, containing a 37.5 kW Leffel turbine/generator; (3) a tailrace releasing water into South Chickamauga Creek; (4) a 37-foot-long transmission line; and (5) appurtenant facilities.

When a Petition for Declaratory Order is filed with the Federal Energy Regulatory Commission, the Federal Power Act requires the Commission to investigate and determine if the interests of interstate or foreign commerce would be affected by the proposed project. The Commission also determines whether or not the project: (1) would be located on a navigable waterway; (2) would occupy or affect public lands or reservations of the United States; (3) would utilize surplus water or water power from a government dam; or (4) if applicable, has involved or would involve any construction subsequent to 1935 that may have increased or would increase the project's head or generating capacity, or have otherwise significantly modified the project's pre-1935 design or operation.

l. Locations of the Application: Copies of this filing are on file with the Commission and are available for public inspection. This filing may be viewed on the web at <http://www.ferc.gov> using the "eLibrary" link. Enter the docket number excluding the last three digits in the docket number field to access the document. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, please contact FERC Online Support at [FERCOnlineSupport@ferc.gov](mailto:FERCOnlineSupport@ferc.gov) or toll-free at (866) 208-3676, or TTY, contact (202) 502-8659. A copy is also available for inspection and reproduction at the address in item (h) above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. Comments, Protests, or Motions to Intervene -- Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to

take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. Filing and Service of Responsive Documents -- Any filings must bear in all capital letters the title "COMMENTS", "PROTESTS", AND/OR "MOTIONS TO INTERVENE", as applicable, and the Docket Number of the particular application to which the filing refers. A copy of any motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

p. Agency Comments -- Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Dated: January 11, 2012

Kimberly D. Bose,  
Secretary.

[FR Doc. 2012-905 Filed 01/18/2012 at 8:45 am; Publication Date: 01/19/2012]